



U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

March 5, 2008

By Facsimile

Honorable Richard M. Berman
United States District Judge
United States Courthouse
500 Pearl Street
New York, NY 10007

MEMO ENDORSED

Re: United States v. Ruben Rodriguez,
07 Cr. 1188 (RMB)

Dear Judge Berman:

The Government writes to respectfully request an adjournment of the conference scheduled in the above-referenced case for tomorrow, March 6, 2008, at 9:45 a.m. As described to the Court at our last conference, the parties expect that the case will be resolved through a plea, however, we need some additional time to work out the details of the plea. Accordingly, the Government respectfully requests (with the consent of defense counsel), that tomorrow's conference be adjourned for approximately 30 days.

The Government also respectfully requests (with the consent of defense counsel) that, should the Court grant the adjournment request, the Court exclude the time under the Speedy Trial Act until the date of the conference, because the ends of justice served by excluding time under the Speedy Trial Act outweigh the best interest of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(8).

Conference is adjourned
to 4-3-08 at 4:00pm.
Speedy trial time is
excluded for the reasons set forth in this
letter. Guilty plea, if any, is
referred to the Magistrate Judge.
cc: Bobbi Sternheim, Esq. (by facsimile)

Respectfully submitted,
MICHAEL J. GARCIA
United States Attorney
By: Parvin Moyne
Assistant United States Attorney
Telephone: (212) 637-2510

SO ORDERED:
Date: 3-5-08 Richard M. Berman
Richard M. Berman, U.S.D.J.

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